

5/025/012

**JIM R. SCARTH, Attorney - at - Law**

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April 5, 1995

Post-It™ brand fax transmittal memo 7671		# of pages ▶ 3	
To	Wayne Hedberg	From	Alan Rabinoff
Co.	UDOGM	Co.	BLM
Dept.		Phone #	539-4228
Fax #	359-3940	Fax #	

MATT MILLENBACH  
STATE DIRECTOR  
BUREAU OF LAND MANAGEMENT  
324 S. STATE  
SALT LAKE CITY, UT 84111

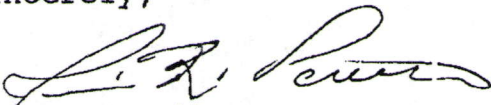
Re: March Corporation's strip mining on the Treavor Leach Ranch in Kane County Utah.

Dear Mr. Millenbach:

Inclosed you will find a copy of a letter addressed to Mr. Walt Phelps of the Department of the Interior Bureau of Land Management dated March 15, 1995 and a copy of a letter addressed to Mr. D. Wayne Hedberg of the Department of Natural Resources, Division of Oil, Gas, and Mining dated September 14, 1995 for your review.

Please contact this office if you have any advise, instructions or suggestions in this matter.

Sincerely,

  
Jim R. Scarth  
JS/jt

cc: Treavor Leach

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BLM U.S. MINERALS

FAX NO. 8015394200

P.02/03

JIM R. SCARTH, Attorney at Law

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March 15, 1995

Department of the Interior  
Bureau of Land Management  
324 South State Street, Suite 301  
Salt Lake City, Utah 84111

Attention: Mr. Walt Phelps

Re: "Notice of Intent to Locate" signed by Andrew D. Edwards, dated  
March 6, 1995 and Water Application/Claim # 01719 held by  
Trevor K. Leach, et al.

Dear Sir or Madam:

By letter dated March 6, 1995, and addressed to Department of Interior, Bureau of Land Management, Andrew D. Edwards submitted a "Notice of Intent to Locate" upon the lands described in a copy of said letter submitted herewith. My clients, Trevor K. Leach and Robert C. Leach own the land described in said letter. Trevor K. Leach (Revocable Trust) owns the water claim as identified in the above caption which spring is also known as Bert's Powder Springs.

Mr. Edwards "Notice of Intent to Locate" has been submitted with the intent of strip mining the three forty acre parcels described in said "Notice", hereafter referred to as (3-40s). Said 3-40s constitute a major portion of the water catchment area for Bert's Powder Springs and my clients are concerned that strip mining on said 3-40s will disrupt and probably terminate the natural water flow to Bert's Powder Springs. My clients run a cattle operation on the property and cannot afford the risk that said proposed strip mining will interfere with said spring and its source.

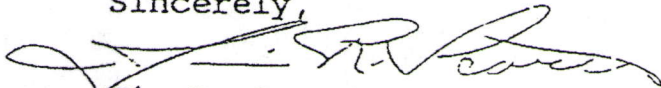
Enclosed herewith is a copy of a letter I sent to D. Wayne Hedberg dated September 14, 1994, which addresses additional concerns of my clients relating to the March Corporation's present mining operation on real property adjacent to said 3-40s. The contents of said letter are hereby incorporated herein. In addition, there is a stand of timber on said 3-40s which belongs to my clients. Mr. Edwards proposed strip mining will destroy said timber.



This letter has several purposes as follows: (1) To place your Bureau on Notice of the real and potential damage to the aquifer, (2) to place your Bureau on Notice of the other real and potential damage the ranching operation of my clients, (3) to protest any mining on said 3-40s, and (4) to request a hearing conducted by the Bureau to determine whether or not the "Notice of Intent" (application of Mr. Edwards should be granted.

If you need further information, please contact me. Also, please keep me informed of any action taken by the Bureau.

Sincerely,



Jim R. Scarth

cc: Trevor K. Leach  
Andrew D. Edwards